



#3  
Dkt No. 6348

## DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **"Device for the Metered Administration of a Fluid Drug"**, the specification of which

- ☐ is attached hereto.
- ☒ was filed on June 5, 1998 as United States application number 09/092,546 based on German Application 197 23 648.0

I do not know and do not believe that the invention was ever known or used in the United States before my or our invention thereof;

I do not know and do not believe that the invention was ever patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application;

I do not know and do not believe that the invention was in public use or on sale in the United States more than one year prior to this application.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT international application which designated at least one country other than the United States, listed below, and I have also identified and listed below any foreign application(s) for patent or inventor's certificate, or PCT international application, having a filing date before that of the application(s) on which priority is claimed:

### FOREIGN APPLICATION(S)

Number	Country	day/month/year filed	Priority Claimed
197 23 648.0	Germany	5 June 1997	Yes

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any U.S. provisional application(s) listed below:

### U.S. PROVISIONAL APPLICATION(S)

Application Serial No.	Filing Date

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or under Section 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

### PRIORITY U.S. APPLICATION(S)

Application Serial No.	Filing Date	Status

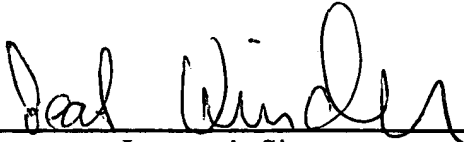
I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Ronald J. Brown (29,016), David E. Bruhn (36,762), David N. Fronek (25,678), Joseph F. Haag (P 42,612); Stuart R. Hemphill (28,084), Eugene L. Johnson (21,028), Kenneth E. Levitt (39,747), Niall A. MacLeod (P41,963), Erik Nordstrom (39,792), Devan Padmanabhan (38,262), Gerald H. Sullivan (37,243), Jon F. Tuttle (25,713) and Mark A. Wolfe (36,311).

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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